

15 January 2010

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Consents Hearings Officer
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CHRISTCHURCH

Attention: Don Fraser
Email: donald.fraser@ecan.govt.nz

EC - CMCH		ACTION	INFO
FILE REF:	COBCL/14209		
DOCUMENT No.	6882		
21 JAN 2010			
D. Fraser			

Dear Don

APPLICATIONS FOR WATER PERMITS - HAKATARAMEA RIVER

1. We write on behalf of Robert Hay Robertson, RPNZ Properties Limited, RG and ZL Pringle, RW and ME Sutton, Star Holdings Limited, NJ Small and Hakataramea Station (1990) Limited.
2. Please find **enclosed** a Joint Memorandum of Counsel for the Parties.
3. Please do not hesitate to contact me if you require further information.

Yours faithfully
NORTH SOUTH ENVIRONMENTAL LAW


R A Makgill
Director

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IN THE MATTER of the Resource Management Act 1991

AND

IN THE MATTER of applications for water permits to take and use water from the Hakataramea River and its tributaries

BY ROBERT HAY ROBERTSON
RPNZ PROPERTIES LIMITED
RG AND ZL PRINGLE
RW AND ME SUTTON
STAR HOLDINGS LIMITED
NJ SMALL
HAKATARAMEA STATION (1990) LIMITED

Applicants

TO ENVIRONMENT CANTERBURY

Local Authority

JOINT MEMORANDUM OF COUNSEL FOR THE PARTIES

NORTH SOUTH ENVIRONMENTAL LAW

Barristers & Solicitors
PO Box 37893
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AUCKLAND

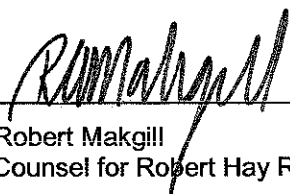
Phone: 09 304 0043
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Counsel: R A Makgill

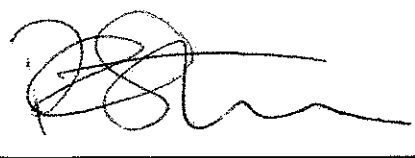
MAY IT PLEASE THE PANEL

1. We refer to Commissioner Skelton's minute dated 3 December 2009, in which responses were sought from the applicant parties on the following issues:
 - (a) Taking water from the main stem of the Hakataramea River under a "B" band flow regime;
 - (b) Imposing the requirement for a minimum flow of 4.5 cumecs in the main stem of the Hakataramea River and flow sharing within tributaries on water harvesting.
2. The parties have sought expert advice on the issues raised in the Minute.
3. We advise, however, that the Minute was not received by the parties until 11 December 2009. The intervening Christmas holiday period has made it difficult to obtain full responses from the parties' experts at this point in time. It is very likely that some of the parties (if not all) will seek to bring further evidence to the Panel on matters raised although at this point it is not possible to give any real indication as to what that evidence will say.
4. We request that the parties are provided with another 15 working days within which to prepare a written response to the Minute, such response to be provided to the Panel by 5 February 2010.

Dated this 15th day of January 2010



Robert Makgill
Counsel for Robert Hay Robertson



Pru Steven
Counsel for RPNZ Properties Limited,
RG and ZL Pringle, RW and ME Sutton,
Star Holdings Limited, NJ Small and
Hakataramea Station (1990) Limited